

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2002-319-T - ORDER NO. 2003-49

JANUARY 31, 2003

IN RE:	Application of Easy Movers, Inc., 7315)	ORDER GRANTING
	Captain Neal Lane, Charlotte, NC 28273 for a)	CLASS E CERTIFICATE
	Class E Certificate of Public Convenience and)	
	Necessity)	

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Application of Easy Movers, Inc. (Easy Movers or the Company), 7315 Captain Neal Lane, Charlotte, NC 28273 for a Class E Certificate of Public Convenience and Necessity to transport commodities as follows:

Household Goods, as Defined in R. 103-210(1):

Between points and places in York, Lancaster and Chester Counties, SC and from points and places in York, Lancaster and Chester Counties to points and places in South Carolina.

The Commission's Executive Director instructed Easy Movers to publish a Notice of Filing in a newspaper of general circulation in the service area desired. The Notice of Filing instructed the public as to how to file pleadings to participate in the proceedings on the Application. No Protests or Petitions to Intervene were received.

The hearing on the Application was held on January 16, 2003, at 2:30 PM in the offices of the Commission. The Honorable Mignon Clyburn presided. The Company was represented by John J. Pringle, Jr., Esquire. Easy Movers presented the testimony of Donovan F. Reed and Kevin S. Brackett. The Commission Staff was represented by F.

David Butler, General Counsel. The Staff presented the testimony of L. George Parker, Jr., Manager of the Commission's Transportation Department.

Donovan F. Reid, President of the Company, testified. Reid noted that he is a long-time participant in the movement of household goods, having begun his career with a mover in Baltimore in 1987. Easy Movers has had statewide authority to move household goods in North Carolina since 1997. The Company has also been authorized to perform interstate moves since 1997. Reid testified that his Company had performed moves continuously since 1997. Last year, the Company did \$1.2 million in business, according to witness Reid. Easy Movers employed 31 people in 2002. The Company has 5 moving vans in its fleet, plus 1 regular-sized van.

Reid testified that his drivers must pass a drug screen and a physical examination before becoming employees of the Company. Further, the Company has a 7500 square foot warehouse, with over 100 vaults. The warehouse is 90% full. The Company appears to be financially sound and has no civil judgments against it. Reid noted that he is familiar with the Commission's insurance requirements, and that his Company will obey all Commission rules and regulations.

Further, Reid noted that he had been getting a lot of calls requesting the movement of household goods from the Tega Cay area, and other areas of York, Chester, and Lancaster Counties. The numbers of calls vary from some one to three calls a week during the winter and six calls a week in the summer. Reid testified that he had gotten a tremendous response to his ad in the Yellow Pages, but that he had to turn business away for lack of intrastate South Carolina certification.

Kevin Brackett, Deputy Solicitor in Rock Hill since 1991, testified as the Company's shipper witness. Brackett testified that there has been major and explosive growth in the Rock Hill area near Fort Mill. Further, he stated that York and Lancaster Counties are growing, and that northern South Carolina provides bedroom communities for Charlotte. Further, according to Brackett, there are only another 2 to 3 movers in the York, Lancaster, and Chester county area.

L. George Parker, Jr., Manager of the Commission's Transportation Department, testified. Parker presented the results of his inspection of the Company's facilities, and showed various pictures of the Company's equipment.

S. C. Code Ann. Section 58-23-590(C)(Supp. 2002) states that the Commission shall issue a common carrier certificate of public convenience and necessity if the applicant proves to the Commission that: (1) it is fit, willing, and able to properly perform the proposed service and comply with the provisions of the chapter and the Commission's regulations, and (2) the proposed service, to the extent to be authorized by the certificate or permit, is required by the present public convenience and necessity.

Clearly, the Company meets the statutory and regulatory criteria. Reid's testimony shows that the Company is fit, willing, and able, since it has the knowledge and experience, the financial resources, the personnel, and the equipment necessary to make the Company work. With regard to the public convenience and necessity, according to Company witness Brackett, the Company's services are required by the public convenience and necessity, in that the northern area of South Carolina is a growing area.

We agree, and would note that there is a need for movers in the three county area requested and to other areas of the state from northern South Carolina.

Based upon the record before the Commission and the statutory requirements along with the guidelines contained in the Commission's regulations, we find sufficient evidence to grant the Application and grant to Easy Movers a Class E Certificate of Public Convenience and Necessity for the movement of household goods, as follows:

Household Goods, As Defined in R. 103-210(1):

Between points and places in York, Lancaster and Chester Counties, SC
and from points and places in York, Lancaster and Chester Counties to points
and places in South Carolina.

This grant of authority is contingent upon compliance with all Commission regulations as outlined below.

IT IS THEREFORE ORDERED THAT:

1. The Application of Easy Movers, Inc. for a Class E Certificate of Public Convenience and Necessity to transport household goods between points and places in York, Lancaster, and Chester Counties, SC, and from points and places in York, Lancaster and Chester Counties to points and places in South Carolina is granted.

2. Easy Movers, Inc. shall file the proper license fees and other information required by S.C. Code Ann. Section 58-23-10 et seq. (1976), as amended, and by R.103-100 through R.103-241 of the Commission's Rules and Regulations for Motor Carriers, S.C. Code Ann. Vol. 26 (1976), as amended, and R.38-400 through 38-503 of the Department of Public Safety's Rules and Regulations for Motor Carriers, S.C. Code Ann.

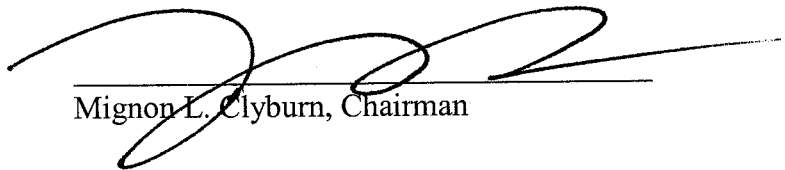
Vol. 23A (1976), as amended, within sixty (60) days of the date of this Order, or within such additional time as may be authorized by the Commission.

3. Upon compliance with S.C. Code Ann. Section 58-23-10, et seq. (1976), as amended, and the applicable Regulations for Motor Carriers, S.C. Code Ann., Vol. 26 (1976), as amended, a Certificate shall be issued to Easy Movers, Inc. authorizing the motor carrier services granted herein.


4. Prior to compliance with the above-referenced requirements and receipt of a Certificate, the motor carrier services authorized herein shall not be provided.

5. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Mignon L. Clyburn, Chairman

ATTEST:


Gary E. Walsh, Executive Director

(SEAL)